

MESSAGE NO: 3081304 MESSAGE DATE: 03/22/2013

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: AFF-Affirmative

FR CITE: 78 FR 16250 FR CITE DATE: 03/14/2013

REFERENCE
MESSAGE #
(s):

CASE #(s): C-570-987

EFFECTIVE DATE: 03/14/2013 COURT CASE #:

PERIOD OF REVIEW: 01/01/2011 TO 12/31/2011

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Notice of preliminary determination in the countervailing duty investigation of hardwood and decorative plywood from the PRC (C-570-987) and alignment of due date with the antidumping investigation

1. On 03/14/2013, Commerce published in the Federal Register its amended preliminary affirmative determination and alignment of its final determination in the countervailing duty investigation of hardwood and decorative plywood from the People's Republic of China from 05/21/2013 until no later than 07/15/2013, thereby aligning it with the due date for the final determination in the antidumping duty investigation of hardwood and decorative plywood from the People's Republic of China (78 FR 16250).

2. The merchandise subject to this investigation is hardwood and decorative plywood. Hardwood and decorative plywood is a flat panel composed of an assembly of two or more layers or plies of wood veneers in combination with a core. The veneers, along with the core, are glued or otherwise bonded together to form a finished product. A hardwood and decorative plywood panel must have face and back veneers which are composed of one or more species of hardwoods, softwoods, or bamboo. Hardwood and decorative plywood may include products that meet the American National Standard for Hardwood and Decorative Plywood, ANSI/HPVA HP-1-2009.

All hardwood and decorative plywood is included within the scope of this investigation, without regard to dimension (overall thickness, thickness of face veneer, thickness of back veneer, thickness of core, thickness of inner veneers, width, or length). However, the most common panel sizes of hardwood and decorative plywood are 1219 x 1829 mm (48 x 72 inches), 1219 x 2438 mm (48 x 96 inches), and 1219 x 3048 mm (48 x 120 inches).

A "veneer" is a thin slice of wood which is rotary cut, sliced or sawed from a log, bolt or flitch. The face veneer is the exposed veneer of a hardwood and decorative plywood product which is of a superior grade than that of the back veneer, which is the other exposed veneer of the product (i.e., as opposed to the inner veneers). When the two exposed veneers are of equal grade, either one can be considered the face or back veneer. For products that are entirely composed of veneer, such as Veneer Core Platforms, the exposed veneers are to be considered the face and back veneers, in accordance with the descriptions above.

The core of hardwood and decorative plywood consists of the layer or layers of one or more material(s) that are situated between the face and back veneers. The core may be composed of a range of materials, including but not limited to veneers, particleboard, and medium-density fiberboard (MDF).

All hardwood and decorative plywood is included within the scope of this investigation regardless of whether or not the face and/or back veneers are surface coated, unless the surface coating obscures the grain, texture or markings of the wood. Examples of surface coatings which may not obscure the grain, texture or markings of the wood include, but are not limited to, ultra-violet light cured polyurethanes, oil or oil-modified or water based polyurethanes, wax, epoxy-ester finishes, and moisture-cured urethanes. Hardwood and decorative plywood that has face and/or back veneers which have an opaque surface coating which obscures the grain, texture or markings of the wood, are not included within the scope of this investigation. Examples of surface coatings which may obscure the grain, texture or markings of wood include, but are not limited to, paper, aluminum, high pressure laminate (HPL), MDF, medium density overlay (MDO), and phenolic film. Additionally, the face veneer of hardwood and decorative plywood may be sanded, smoothed or given a "distressed" appearance through such methods as hand-scraping or wire brushing. The face veneer may be stained.

The scope of the investigation excludes the following items: (1) structural plywood (also known as "industrial plywood" or "industrial panels") that is manufactured and stamped to meet U.S. Products Standard PS 1-09 for Structural Plywood (including any revisions to that standard or any substantially equivalent international standard intended for structural plywood), including but not limited to the "bond performance" requirements set forth at paragraph 5.8.6.4 of that Standard and the performance criteria detailed at Table 4 through 10 of that Standard; (2) products which have a face and back veneer of cork; (3) multilayered wood flooring, as described in the antidumping duty and countervailing duty orders on Multilayered Wood Flooring from the People's Republic of China, Import Administration, International Trade Administration, U.S. Department of Commerce Investigation Nos. A-570-970 and C-570-971 (published December 8, 2011); (4) plywood which has a shape or design other than a flat panel.

Imports of the subject merchandise are provided for under the following subheadings of the Harmonized Tariff Schedule of the United States (HTSUS): 4412.10.0500; 4412.31.0520; 4412.31.0540; 4412.31.0560; 4412.31.2510; 4412.31.2520; 4412.31.4040; 4412.31.4050; 4412.31.4060; 4412.31.4070; 4412.31.5135; 4412.31.5155; 4412.31.5165; 4412.31.5175; 4412.31.6000; 4412.31.9100; 4412.32.0520; 4412.32.0540; 4412.32.0560; 4412.32.2510; 4412.32.2520; 4412.32.3135; 4412.32.3155; 4412.32.3165; 4412.32.3175; 4412.32.3185;

4412.32.5600; 4412.39.1000; 4412.39.3000; 4412.39.4011; 4412.39.4012; 4412.39.4019; 4412.39.4031; 4412.39.4032; 4412.39.4039; 4412.39.4051; 4412.39.4052; 4412.39.4059; 4412.39.4061; 4412.39.4062; 4412.39.4069; 4412.39.5010; 4412.39.5030; 4412.39.5050; 4412.94.1030; 4412.94.1050; 4412.94.3111; 4412.94.3121; 4412.94.3131; 4412.94.3141; 4412.94.3160; 4412.94.3171; 4412.94.4100; 4412.94.6000; 4412.94.7000; 4412.94.8000; 4412.94.9000; 4412.99.0600; 4412.99.1020; 4412.99.1030; 4412.99.1040; 4412.99.3110; 4412.99.3120; 4412.99.3130; 4412.99.3140; 4412.99.3150; 4412.99.3160; 4412.99.3170; 4412.99.4100; 4412.99.5710; 4412.99.6000; 4412.99.7000; 4412.99.8000; and 4412.99.9000.

While HTSUS subheadings are provided for convenience and customs purposes, the written description of the subject merchandise as set forth herein is dispositive.

3. This investigation has been assigned investigation number C-570-987.

4. For imports of hardwood and decorative plywood from the People's Republic of China from the following producer/exporter combinations for which the Department preliminarily determined de minimis rates, CBP shall not suspend liquidation:

Producer: Linyi City Dongfang Jinxin Economic & Trade Co., Ltd.

Exporter: Linyi City Dongfang Jinxin Economic & Trade Co., Ltd.

Case number: C-570-987-001

Producer: Linyi San Fortune Wood Co., Ltd.

Exporter: Linyi San Fortune Wood Co., Ltd.

Case number: C-570-987-002

Producer: Shanghai Senda Fancywood Inc. a/k/a Shanghai Senda Fancywood Industry Co.

Exporter: Shanghai Senda Fancywood Inc. a/k/a Shanghai Senda Fancywood Industry Co.

Case number: C-570-987-003

5. For imports of hardwood and decorative plywood from the People's Republic of China, CBP shall suspend liquidation of such shipments entered, or withdrawn, from warehouse for consumption on or after 03/14/2013. Effective 03/14/2013 CBP shall require, for such entries, a cash deposit only equal to the subsidy rates for the producers and/or exporters listed below:

Producer and/or Exporter: All Others

Case number: C-570-987-000

Subsidy rate: 22.63%

Producer and/or Exporter: Asia Dekor (Heyuan) Woods Co., Ltd.

Case number: C-570-987-004

Subsidy rate: 27.16%

Producer and/or Exporter: Baishan Huafeng Wooden Product Co.

Case number: C-570-987-005

Subsidy rate: 27.16%

Producer and/or Exporter: China Friend Limited

Case number: C-570-987-006

Subsidy rate: 27.16%

Producer and/or Exporter: Feixian Guangyuan Plywood Factory

Case number: C-570-987-007

Subsidy rate: 27.16%

Producer and/or Exporter: Feixian Xinfeng Wood Co Ltd.

Case number: C-570-987-008

Subsidy rate: 27.16%

Producer and/or Exporter: Huzhou Chen Hang Wood Co. Ltd.

Case number: C-570-987-009

Subsidy rate: 27.16%

Producer and/or Exporter: Jiafeng Wood (Suzhou) Co., Ltd.

Case number: C-570-987-010

Subsidy rate: 27.16%

Producer and/or Exporter: Linyi Guoxin Wood Co., Ltd.

Case number: C-570-987-011

Subsidy rate: 27.16%

Producer and/or Exporter: Linyi Huayuan Wood Co., Ltd.

Case number: C-570-987-012

Subsidy rate: 27.16%

Producer and/or Exporter: Linyi Sengong Wood Co., Ltd.

Case number: C-570-987-013

Subsidy rate: 27.16%

Producer and/or Exporter: Lizhong Wood Industry Limited Co.

Case number: C-570-987-014

Subsidy rate: 27.16%

Producer and/or Exporter: Shandong Lichen Group Co., Ltd.

Case number: C-570-987-015

Subsidy rate: 27.16%

Producer and/or Exporter: Wellmade Floor Industries Co. Ltd.

Case number: C-570-987-016

Subsidy rate: 27.16%

Producer and/or Exporter: Zhejiang Dadongwu GreenHome Wood Co.

Case number: C-570-987-017

Subsidy rate: 27.16%

Producer and/or Exporter: Zhejiang Desheng Wood Industry Co., Ltd.

Case number: C-570-987-018

Subsidy rate: 27.16%

6. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O6: DL.)

7. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party